

REMARKS

Reconsideration of the present application is respectfully requested.

The objection to the drawings made in section no. 1 of the Office Action is not understood, since the language of claim 1 reciting the mounting tissues "in a shower stall" was deleted from claim 1 in the prior Amendment and does not appear in other claims. It is thus requested that the objection be withdrawn.

Claim 37 has been amended to further distinguish over the Cole and Schwimmer patents. That claim now recites that when the tissue disposal section is expanded, a size of the tissue disposing orifice remains the same. That is readily evidence from the figures of the present application. In contrast, when expanding the tissue disposal section 15 of Cole's dispenser, the tissue disposal orifice is enlarged.

Furthermore, claim 37 now recites that step D involves removing tissues "downwardly" through the tissue dispensing orifice, in contrast to the horizontal removal of tissues required by Cole's dispenser, and the upward removal of tissues required by Schwimmer's dispenser.

Claim 37 also recites that step E involves inserting used tissues into the tissue disposal section through the tissue disposing orifice at an upper portion of the body situated opposite the tissue dispensing orifice in the direction of expansion. In Schwimmer's dispenser, the tissue disposal orifice 24 is situated next to, i.e., at the same elevation as the tissue dispenser orifice 32.

Accordingly, it is submitted that claim 37 distinguishes patentably over Cole and Schwimmer and is allowable along with dependent claims 38-42 and 47-52.

Claim 38 recites that step C involves expanding a pleat which defines the tissue disposal section and extends completely around the periphery of the body. In Cole, the corresponding step is performed by expanding a pleat that extends on only two sides of the body.

Dependent claims 48-52 recite that the interior of the tissue disposal section and/or the interior of the tissue dispenser section is exposed by pulling off a portion of the body. It is not seen that either of Cole and Schwimmer discloses that feature, or even that fresh tissues can be added.

For the reasons explained above, it is submitted that the application is in condition for allowance.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

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By: 

Alan E. Kopecki
Registration No. 25813

P.O. Box 1404
Alexandria, VA 22313-1404
703 836 6620